

JOURNAL OF THE SENATE

THURSDAY, MAY 28, 1931

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, May 27, was corrected, and as corrected was approved.

The Senate Journal of May 26, 1931, was corrected as follows:

On page 35, column 2, strike out lines 27 to 32, inclusive, and insert in lieu thereof the following:

"And House Bill No. 1162, contained in the above message, was read the first time by its title.

Senator Anderson moved that the rules be waived and House Bill No. 1162 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1162 was read a second time by its title only.

Senator Anderson moved that the rules be further waived and House Bill No. 1162 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1162 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

And House Bill No. 1159, contained in the above message, was read the first time by its title.

Senator Getzen moved that the rules be waived and House Bill No. 1159 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1159 was read a second time by its title only.

Senator Getzen moved that the rules be further waived and House Bill No. 1159 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1159 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the action of the Senate was ordered to be certified to the House of Representatives under the rule."

And as corrected was approved.

REPORTS OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Turner, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

(House Bill No. 892):

An Act relating to and concerning taxation in the City of Bushnell, Sumter County, Florida: Amending Article 9 of Chapter 9693, Acts of 1923, Laws of Florida, relating to and concerning the duties and powers of tax collector of said City of Bushnell, and repealing Sections 3, 4, 5, 6, 7, 8, and 9 of Article 10 of Chapter 9693, Acts of 1923, relating to taxation in the City of Bushnell, Sumter County, Florida; providing for the sale of land for delinquent taxes; and providing for the issuance of tax sale certificates; providing for the foreclosure in equity of tax sale certificates and procedure in such cases; providing for the city bringing such suits on behalf of itself; providing for a period of redemption after sale; and providing for the issuance of deeds by the city after the expiration of the period of redemption.

Also—

(Committee Substitute for House Bill No. 53):

An Act relating to pleading, practice and procedure in courts of equity, and to repeal Sections 3107, 3108, 3109, 3110, 3116, 3118, 3119, 3120, 3121, 3122, 3123, 3124, 3125, 3126, 3127, 3128, 3129, 3130, 3131, 3133, 3134, 3135, 3136, 3137, 3138, 3139, 3140, 3141, 3142, 3143, 3144, 3145, 3146, 3147, 3148, 3149, 3151, 3152, 3153, 3158, 3159, 3162, 3163, 3164, 3165, and 3166 of the Revised General Statutes of the State of Florida, and Chapter 13660 Approved May 17, 1929, entitled "An Act to amend Section 3124 of the Revised General Statutes of Florida, "entitled "Insufficient answers and proceedings thereon, " all relating to pleading, practice and procedure in chancery.

Have carefully examined same, and find same correctly enrolled and herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

J. W. TURNER,

Chairman of the Joint Committee on
Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session, and ordered referred to the Chairman of the Committee on Enrolled Bills on the part of the Senate to be conveyed to the House for the signatures of the Speaker and Chief Clerk thereof.

Also—

Senator Turner, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

(Senate Bill No. 179):

An Act relating to the public health and to the control of preventable diseases, and to authorize counties of the State of Florida to cooperate with the State Board of Health in the establishment and maintenance by the State Board of Health of full-time local health units therein, and to levy and collect special county taxes therefor, and to authorize two or more counties to agree upon joint or concurrent action to effectuate the purpose of this Act.

Also—

(Senate Bill No. 627):

An Act to authorize the City of New Smyrna, Volusia County, Florida, to issue refunding bonds in an amount not to exceed in the aggregate \$200,000.00 and providing how said

bonds may be sold and/or exchanged, and providing for the payment of said bonds and making provisions for carrying out the purpose of this Act.

Also—

(Senate Bill No. 661):

An Act to authorize the City of St. Augustine, Florida, to convey title to certain property situate in the City of St. Augustine, Florida, to St. Johns County Welfare Federation to be held and used for a negro community welfare center.

Also—

(Senate Bill No. 667):

An Act to fix the compensation of each of the County Commissioners in counties in the State of Florida having a population of not less than 150,000, according to the last preceding State or Federal census, and having an assessed valuation for State and County taxes of not more than \$65,000,000.

Also:

(Senate Bill No. 672):

An Act to amend Section 134 of Chapter 9820, Laws of Florida, Session of 1923, which provides the procedure for the sale of public utilities owned by the City of Leesburg, same entitled, "An Act to abolish the present municipal government of the City of Leesburg; to legalize the ordinances of said city and all official Acts thereunder, to create and establish a municipality of the City of Leesburg, in Lake County, Florida, and to provide its jurisdiction and powers and officers thereof"; and to repeal Chapter 13,014, Acts of 1927 and Chapter 14,194, Acts of 1929, and all other laws in conflict therewith.

Also—

(Senate Bill No. 697):

An Act to amend Chapter 13333, Laws of Florida, being An Act entitled "An Act to consolidate special road and bridge district No. 7, of Putnam County with Putnam County, to validate and confirm all acts and proceedings of the Board of Bond Trustees for such district; to validate and confirm all bonds issued or authorized to be issued by said district, and the sale or sales of said bonds; to constitute the Board of Bond Trustees of said district, the Board of Bond Trustees of Putnam County, and to define the powers and duties of said Board, and fix their compensation."

Also—

(Senate Bill No. 718):

An Act with reference to the St. Johns River Bridge, in Duval County, Florida, with reference to the traffic thereby caused; providing for an election as to whether the said bridge shall be made free and whether approaches shall be constructed; prescribing the qualifications of electors for said election; providing for the determination of the result of said election and for all such steps as shall be taken, whether the bridge shall become free or remain a toll bridge and whether approaches shall be constructed thereupon; authorizing the Board of County Commissioners of Duval County, Florida, to construct any and all such approaches and viaducts as may be desirable or necessary for the better handling of traffic on said St. Johns River Bridge if the result of said election shall be in favor of the construction of approaches; providing for preliminary investigations, estimates of and the letting of contracts therefor; giving the board jurisdiction over such streets and territories in Jacksonville as may be necessary; giving said board power of eminent domain for such purposes; authorizing the use of all surplus moneys in the hands of the trustees of the St. Johns River Bridge Bonds for such purposes, and making all necessary provisions in relation thereto; providing for the issuance of time warrants to pay for any additional costs for such purposes; providing for the application of tolls and charges on said bridge; providing for the levy of a special tax, and making any and all other proper provisions in connection with each and all of the foregoing.

Also—

(Senate Bill No. 730):

An Act regulating and restraining the practice of midwifery in the City of Jacksonville, by others than legally authorized physicians.

Also—

(Senate Bill No. 737):

An Act relating to the Town of Boynton, Florida, to contract, define, fix and establish the territorial area and boundaries of said Town of Boynton.

Also—

(Senate Bill No. 778):

An Act to authorize the City of Miami to issue bonds to refund indebtedness and interest, and to levy a tax upon all taxable property within said city for the payment of such bonds and the interest thereon and to pledge special assessments, tax sale certificates, tax deeds, and certain real estate to such payment, and to provide a depository or depositories for moneys collected for the payment of such bonds and interest by agreement with such depository or depositories and/or the purchasers of such bonds and to authorize the commission of the City of Miami to fix and adjust the millage levied for bond purposes and to repeal inconsistent laws and parts thereof.

Have carefully examined same, and find same correctly enrolled and herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

J. W. TURNER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session, and ordered referred to the Chairman of the Committee on Enrolled Bills on the Part of the Senate to be conveyed to the House for the signatures of the Speaker and Chief Clerk thereof.

Also—

Senator Turner, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

(House Bill No. 449):

An Act approving, legalizing, validating and confirming certain certificates of indebtedness for sidewalk construction in the City of Graceville, Florida, and the ordinances in the said certificates referred to, declaring and finding the cost of and charge for said sidewalk construction to be reasonable and the said certificates to be valid liens upon the real estate therein described.

Also—

(House Bill No. 1030):

An Act relating to the status and the exclusion of certain lands from the corporate limits of the Town of Boynton Beach, Palm Beach County, Florida.

Also—

(House Bill No. 778):

An Act relating to the City of West Palm Beach, in Palm Beach County, Florida, and to amend Sections 5, 25, 28, 36, 37, 41, 103, 104, 105, 109, 112, 113, 117 and 126 of Chapter 9945 Acts of Florida, 1923, entitled: "An Act to abolish the present municipality of the City of West Palm Beach in Palm Beach County, Florida; to create and establish a new municipality to be known as City of West Palm Beach, in Palm Beach County, Florida; to legalize and validate the ordinances of said City of West Palm Beach and official acts thereunder, and to adopt the same as the ordinances of said City of West Palm Beach; to prescribe the time within which suits can be brought against said City and for notice thereof; and to fix and to provide the territorial limits, jurisdiction and powers of said City of West Palm Beach in Palm Beach County, Florida, and the jurisdiction and powers of its officers, as the same was amended by Chapter 11310 Laws of Florida, 1925; to repeal Section 58 of said Act; to create additional powers to the City of West Palm Beach in Palm Beach County, Florida; to provide for a referendum of each section of this Act; and for other purposes.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

J. W. TURNER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Also—

Senator Turner, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

(House Bill No. 701):

An Act regulating the taking of catching of fish in the inside salt waters of Lee County, Florida, and providing a penalty for the violation thereof.

Also—

(House Bill No. 992):

An Act relating to and concerning taxation in the Town of Jensen, Florida; providing for the foreclosure in equity of tax sale certificates and deeds and for the procedure in such cases.

Also—

(House Bill No. 710):

An Act to abolish the present municipal Government of the Town of Lantana, in Palm Beach County, Florida; to create and establish a new municipality to be known as the Town of Lantana, in Palm Beach County, Florida; to legalize and validate certain ordinances of the former Town of Lantana and to legalize and validate certain official acts of said former Town and its officials; and to provide that the Town hereby created shall assume the obligations and indebtedness of said former Town and its officials; to legalize and validate all assessments levied by said former Town; to fix and provide the territorial limits, jurisdiction and powers of the Town hereby created, and the jurisdiction and powers of its officers. Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

J. W. TURNER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Also—

Senator Turner, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Florida, May 27, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

(House Bill No. 873):

An Act to validate, ratify, legalize and confirm the assessment, levy and collection of taxes and interest and penalties thereon for the years 1929 and 1930 by the City of Fort Lauderdale, a municipal corporation of Broward County, Florida; and to validate and confirm all settlements, compromises and adjustments made with reference to taxes and tax certificates for the year 1930 and all years prior thereto, and the sales and agreements of sale of tax certificates for said years and settlement and release thereof; and to validate and confirm all special assessments assessed and levied for local improvements and the adjustments and compromises made with reference thereto.

Also—

(House Bill No. 981):

An Act to authorize and empower the City of Eau Gallie, a municipality located in Brevard County, Florida, to issue negotiable interest bearing bonds of said city of Eau Gallie in an amount not to exceed in the aggregate five hundred thousand (\$500,000.00) dollars, for the purpose of refunding any portion or portions of the bonds of said City of Eau Gallie, to provide the manner of the execution and sale of said bonds, and to provide for the payment thereof.

Also—

(House Bill No. 1031):

An Act providing for the foreclosure in equity of tax sale certificates whether heretofore or hereafter issued by the City of Vero Beach, Florida, and for the foreclosure in equity of tax deeds, whether heretofore or hereafter issued by or on behalf of the City of Vero Beach, Florida; providing for the procedure in such cases; and validating and confirming all tax sale certificates and deeds heretofore issued by said city or on its behalf.

Also—

(House Bill No. 940):

An Act legalizing, validating, ratifying and confirming an agreement between Broward County Port Authority, a public corporation organized and existing under the Laws of the State of Florida, and Florida Power & Light Company, a corporation organized and existing under the Laws of the State of Florida, bearing date of the 13th day of July, 1929, relating to the construction of a railroad by the Broward County Port Authority "On or before January 1, 1930, or if permission has not been obtained within two (2) months prior to that date by the Port Authority to cross the Florida East Coast and Seaboard All Florida Railroad, then within two (2) months after such permission is obtained . . . and in no event later than January 1, 1931, from Port Everglade to a point on the boundary line of the right-of-way of the Seaboard All Florida Railway Company in Broward County, Florida, the conveyance by Florida Power and Light Company to Broward County Port Authority of certain ties and rails and other railroad materials and supplies to be used in connection with the construction of such railroad and relating to other matters in connection with the construction of such railroad and such ties and rails and other railroad material and supplies; legalizing, validating, ratifying and confirming an agreement between the Broward County Port Authority, a public corporation organized and existing under the Laws of the State of Florida, and Florida Power & Light Company, a corporation organized and existing under the Laws of the State of Florida, bearing date of the 23rd day of July, 1930, and providing "That the time for the construction by Port Authority of the railroad as provided in Section 1 of that certain agreement entered into by and between the parties hereto on the 13th day of July 1929, be and it is hereby extended for a period of six (6) months in addition to the period of two (2) months from the date upon which permission was obtained to construct the said railroad across the railroads of the Florida East Coast Railway Company and the Seaboard All Florida Railroad Company", and relating to other matters in connection with such extension of time; legalizing, validating, ratifying, and confirming all acts done, proceedings taken and/or resolutions passed and/or adopted by the Broward County Port Authority, or by any of its members or officers, in connection with such agreements; repealing all laws or parts of laws in conflict herewith and providing for the effective date of this Act.

Also—

(House Bill No. 1016):

An Act prohibiting the owner or person having the custody and control of live stock from permitting them running at large within the following described boundaries in Brevard County, Florida, to-wit:

Commencing at a point where the south line of Section 3 in Township 30 South, Range 38 East, intersects the west bank of Indian River; thence running west along the south lines of Sections 3, 4, 5, and 6 in said Township and Range, also Sections 1, 2, 3, 4, 5, and 6 in Township 30 South, Range 37 East to the southwest corner of said Section 6; thence north along the west line of said Section 6 to the southeast corner of Township 29 South, Range 36 East; thence west to the southwest corner of said Township; thence north along the west line of Townships 29 and 28 South, in Range 36 East to the northwest corner of Section 7, Township 28 South, Range 36 East; thence east along the north line of said Section 7 to the Quarter Section corner of said Section; thence north along the center line of Section 6 in Township 28 South, Range 36 East to the north line of said Section 6; thence east along the north line of said Township and Range to the southeast corner of Section 34, in Township 27 South, Range 36 East; thence north along the east line of Sections 34, 27 and 22 in said Township and Range to the northeast corner

of said Section 22; thence east along the north lines of Sections 23 and 24 in said Township and Range and Sections 19, 20 and 21 in Township 27 South, Range 37 East to the west bank of Indian River; thence meandering the west bank of Indian River in a southeasterly direction to point of beginning; Providing a penalty for the violation of this Act and a procedure to enforce said Act and for the collection of any damages sustained by depredations of said animals.

Also—
(House Bill No. 759):

An Act ratifying, approving, confirming and validating all the acts and proceedings of the town council of the Town of Pahokee, Palm Beach County, Florida, in the matter of certain street paving and improvements and the certificates of indebtedness issued thereunder.

Beg leave to report that the same have this day been presented to the Governor for his approval

Very respectfully,

J. W. TURNER,

Chairman of the Joint Committee on Enrolled Bills
on the Part of the Senate.

Also—

Senator Turner, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

(Senate Bill No. 602):

An Act providing for a sum of money to be received by J. K. Tippet and to be paid to him by the County Commissioners of Hillsborough County, Florida, out of the Fine and Forfeiture Fund of Hillsborough County, Florida, for his duly performing the duties of Official Reporter for the Criminal Court of Record of Hillsborough County, Florida, from the first day of July, 1929, to the first day of July, 1930, continuously, under the provisions of Chapter 13609, Laws of Florida, 1929.

Also—

(Senate Bill No. 623):

An Act to validate, legalize, ratify and confirm an agreement made and entered into by and between the City of Coral Gables, the City of Miami, Miami Water Company and Consumers Water Company relating to and providing the terms and conditions of the supply of water by the City of Miami, through Miami Water Company and Consumers Water Company, to the City of Coral Gables and the inhabitants thereof.

Also—

(Senate Bill No. 625):

An Act providing the manner of selling and disposing of any marsh lands owned by the City of New Smyrna, in Volusia County, Florida.

Also—

(Senate Bill No. 626):

An Act authorizing and empowering the City of New Smyrna in Volusia County, Florida, to borrow money from time to time and to issue negotiable, interest bearing promissory notes to evidence the indebtedness so incurred; fixing a limit on the aggregate amount of said notes to be outstanding at any one time; providing for the form of said notes; designating the purpose for which the money so borrowed shall be used and providing the manner of execution of said notes.

Also—

(Senate Bill No. 630):

An Act authorizing the City of New Smyrna, Volusia County, Florida, to acquire, construct, own and operate a golf course or golf courses, and to charge admission to or rentals or fees for the use of enjoyment thereof and to use any lands now owned by said city and to acquire lands by purchase, lease or condemnation for such golf course or golf courses, and providing a method of financing the same and authorizing the levy of a tax therefor.

Also—

(Senate Bill No. 663):

An Act providing for the publication of ordinances of the City of Port Tampa, Florida, and ratifying and validating ordinances heretofore adopted by the said city and the acts, contracts and things done by the City Council of the City of Port Tampa heretofore.

Also—

(Senate Bill No. 708):

An Act to amend Sections 31, 35 and 43 of an Act passed at the 1931 Session of the Florida Legislature, being Senate Bill No. 512, and approved by the Governor on May 13, 1931, entitled: "An Act regulating all municipal elections held in the City of Tampa, Florida; creating a Board of Elections for the City of Tampa, Florida, to conduct, hold and regulate all municipal elections including primary elections, held in said city; fixing the number of the members of said board and their term of office; naming the members of the first board and fixing their terms of office; prescribing the qualifications, duties, powers, compensation, and method of election of the members of said board; prescribing the duties, and powers of said board; providing for and regulating electors and elections in said city; defining political parties in said city; providing for the nomination of all candidates for all elective municipal offices in said city by all political parties in said city; and repealing all laws and all parts of laws in conflict with this Act.

Also—

(Senate Bill No. 715):

An Act relating to Duval County, and transportation across the St. Johns River; concerning toll bridges in said county, and authorizing the County of Duval, in the State of Florida, to issue bonds for the construction of an additional toll bridge across the St. Johns River in said county, approaches and a connecting road leading therefrom, making provisions in reference to tolls, providing for the investment of Sinking Funds derived from tolls and charges, providing for powers of eminent domain in said county in connection therewith, and for elections, and also prescribing the qualifications of those who shall be permitted to vote in said elections, and other matters in connection with all of the above.

Also—

(Senate Bill No. 767):

An Act relating to and granting certain right, title and interest of the State of Florida in and to certain water front property in the City of Pensacola, Florida.

Also—

(Senate Bill No. 777):

An Act to ratify, validate and confirm certain refunding bonds of the City of Miami heretofore issued or authorized to be issued and to authorize the levy of a tax upon all taxable property within said city for the payment of such bonds and the interest thereon and to repeal all laws and parts thereof inconsistent herewith.

Also—

(Senate Bill No. 786):

An Act validating and confirming the Act of the Board of County Commissioners of Escambia County, Florida, in conveying certain real property owned by Escambia County, Florida, to the Myrtle Grove Woman's Club, a Corporation, and giving the Board of County Commissioners of Escambia County, Florida, power to convey certain property of the county to the Myrtle Grove Woman's Club.

Also—

(Senate Bill No. 787):

An Act to legalize, ratify and confirm all acts, doings and proceedings of the Board of Bond Trustees and County Commissioners of Escambia County had and done relative to the investment of \$45,000.00 of the interest and/or sinking fund created for the payment of interest and/or principal of road and/or bridge bonds issued by said county, in \$45,000.00 of interest bearing coupon time warrants dated February 1, 1930, issued by or on behalf of Special Road and Bridge District No. 8, of Santa Rosa County, and the action of said Board of Bond Trustees in making, and of the Board of County Commissioners in authorizing and approving said investment.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very Respectfully,

J. W. TURNER,

Chairman of the Joint Committee on Enrolled Bills
on the Part of Senate.

Also—

Senator Turner, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28th, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

(Senate Bill No. 732):

An Act to abolish the civil court of record in and for Hillsborough County, Florida, and providing for the transfer of all cases pending in said court upon this Act becoming effective.

Also—

(Senate Bill No. 731):

An Act to abolish the Court of Crimes in and for Hillsborough County, Florida, and providing for the transfer of all cases pending in said Court upon this Act becoming effective.

Also—

(Senate Bill No. 729):

An Act fixing the dignity of liens imposed, or to be imposed, by the City of Jacksonville, for assessments made, or to be made, by said City.

Also—

(Senate Bill No. 728):

An Act authorizing the City of Jacksonville to assess, levy and collect a special tax for advertising purposes; and providing for a referendum.

Also—

(Senate Bill No. 662):

An Act to validate an election held in the City of Tampa on the 6th day of December, A. D. 1927, pursuant to provisions of Chapter 13455, Laws of Florida, 1927, at which election a Revised Charter of the City of Tampa was adopted, and to validate said Charter.

Also—

(Senate Bill No. 653):

An Act to repeal Chapter 11924, Laws of Florida, Acts of 1927, entitled "An Act providing for the payment of the members of the Board of County Commissioners in counties having a population of between seven thousand, nine hundred and sixteen (7,916) and eight thousand (8,000), according to the last State census.

Also—

(Senate Bill No. 636):

An Act fixing the compensation of members of the Board of County Commissioners in counties in the State of Florida having a population of not less than thirty-five thousand (35,000), and not more than forty-five thousand (45,000), according to the last preceding Federal census.

Also—

(Senate Bill No. 635):

An Act providing for the redemption of lands sold for unpaid taxes in the City of New Smyrna and providing for the rate of interest to be paid upon the redemption of such lands sold for unpaid taxes during the year 1930 and all subsequent years.

Also—

(Senate Bill No. 634):

An Act vesting the City Auditor and Clerk of the City of New Smyrna, in Volusia County, Florida, as registration officer of said City with all power and authority, relative to municipal elections, as is vested in county supervisors of registration relative to State and County elections.

Also—

(Senate Bill No. 475):

An Act granting a pension to Mrs. A. E. Barton of Williston, Florida.

Also—

(Senate Bill No. 628):

An Act providing the manner of selling and disposing of any public utilities owned by the City of New Smyrna, in Volusia County, Florida.

Also—

(Senate Bill No. 725):

An Act legalizing, ratifying, validating and confirming all tax levies and tax assessments heretofore made by the Town of Montverde, Lake County, Florida, and legalizing, ratifying, validating and confirming all the acts and proceedings had or taken by each and all of the public officials of the Town of Montverde, Lake County, Florida, in levying and assessing the taxes of said Town and in making and preparing tax assessment rolls thereof.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

J. W. TURNER,

Chairman of the Joint Committee on Enrolled
Bills on the Part of the Senate.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Watson, Chairman of the Committee on Engrossed Bills submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading:

Senate Bill No. 575:

A bill to be entitled An Act to permit the qualified voters of Marion County, Florida, to decide whether live stock shall be allowed to run or roam at large within said County and to require the fencing of the boundaries of said County, providing for the enforcement and carrying out of this Act, to provide penalties for the violation hereof, providing that the owners of property damaged or destroyed by live stock running or roaming at large in said County may recover damages for such injury or destruction, and to provide for the impounding and sale of live stock found running and roaming at large in said County.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

J. W. WATSON,

Chairman of Committee.

And Senate Bill No. 575, contained in the above report, was referred to the Committee on Enrolled Bills.

REPORTS OF COMMITTEES

Senator Parrish, Chairman of the Committee on Citrus Fruits, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 29, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Citrus Fruits, to whom was referred:

Senate Bill No. 823:

A bill to be entitled An Act to prohibit the use of arsenic or any of its derivatives or any combination, compound, or preparation containing arsenic, as a fertilizer, dust or spray on bearing citrus trees; to prohibit the sale or transportation of citrus fruit containing any arsenic; to provide for enforcement thereof; and to provide penalties for the violation thereof.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

J. J. PARRISH,

Chairman of Committee.

And Senate Bill No. 823, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Caro, Chairman of the Committee on Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Claims, to whom was referred:

Senate Bill No. 572:

A bill to be entitled An Act for relief of J. C. Steele of Okaloosa County, Florida.

Have had the same under consideration and recommend that same do pass with the following amendments:

Section 1, lines 3 and 4 strike out the Five Thousand Dollars (\$5,000.00) and add Fifteen Hundred Dollars (\$1500.00).

Section 2, line 4, strike out the Five Thousand Dollars (\$5,000.00) and add Fifteen Hundred Dollars (\$1500.00).

Very respectfully,

HERBERT P. CARO,
Chairman of Committee.

And Senate Bill No. 572, with committee amendments, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Harris moved that the rules be waived and House Bills No.'s 1047 and 1048 be recalled from the House of Representatives for further consideration.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Neel moved that Senate Bill No. 844 be made a special and continuing order for 11:00 o'clock A. M., Monday, May 31, 1931.

Which was agreed to.

And it was so ordered.

Senator Hilburn moved that 300 copies of Senate Bill No. 844 be printed for distribution.

Which was agreed to.

And it was so ordered.

INTRODUCTION OF RESOLUTIONS

By Senator Stewart—

Senate Resolution No. 39:

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

That during the remaining days of the session of the Florida Legislature that the Senate do take up and consider all bills in their order on the calendar of the Senate except pet bills and that no bill except as herein stated be considered by the Senate except upon waiver of the Rules by a two-thirds majority of the Senate.

Which was read.

Senator Stewart moved the adoption of the Resolution.

Which was not agreed to.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Lewis—

Senate Bill No. 887:

A bill to be entitled An Act to amend Chapter 12,385, Laws of Florida, Acts of 1927, entitled "An Act creating state road from Wewahitchka to Panama City, and designating the route to be followed by said road"; and to declare, designate and establish the road referred to therein to be a part of the State Third Preferential Highway System.

Which was read the first time by its title only and referred to the Committee on Public Roads and Highways.

By Senator Butler—

Senate Bill No. 888:

A bill to be entitled An Act to preserve the status of City of South Jacksonville, Duval County, Florida, until January 1st, 1932; to prohibit the disposition of its property; to restrict the right of said municipality of incurring indebtedness to necessary operating expenses; to authorize a pro rata tax levy; and to validate an election annexing the territory now comprising said municipality to City of Jacksonville.

Which was read the first time by its title only.

Senator Butler moved that the rules be waived and Senate Bill No. 888 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 888 was read a second time by its title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 888 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 888 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senator Stewart—

Senate Bill No. 889:

A bill to be entitled An Act to amend Section One of House Bill No. 295, approved May 14, 1931, by the Governor of the State of Florida, the same being entitled "An Act to regulate the practice of dentistry, dental surgery and dental hygiene in the State of Florida, and to provide penalty for violation of provisions of said Act."

Which was read the first time by its title only.

Senator Stewart moved that the rules be waived and Senate Bill No. 889 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By Senator Futch—

Senate Bill No. 890:

A bill to be entitled An Act relating to commissions of county assessors for taxes for assessing special taxes and special tax district taxes in counties having a population between 23,150 and 23,200.

Which was read the first time by its title only.

Senator Futch moved that the rules be waived and Senate Bill No. 890 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 890 was read a second time by its title only.

Senator Futch moved that the rules be further waived and Senate Bill No. 890 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 890 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senator Clarke—

Senate Bill No. 891:

A bill to be entitled An Act relating to commissions of county assessor of taxes, assessing special taxes and special tax district taxes, in counties having a population of less than 15,000.

Which was read the first time by its title only.

Senator Clarke moved that the rules be waived and Senate Bill No. 891 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By Senator Clarke—

Senate Bill No. 892:

A bill to be entitled An Act relating to commissions of county assessors of Taxes, assessing special taxes and special tax district taxes in counties having a population of more than 15,000 and less than 50,000.

Which was read the first time by its title only.

Senator Clarke moved that the rules be waived and Senate Bill No. 892 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By Senator Taylor—
Senate Bill No. 893:

A bill to be entitled An Act to amend Sections 32, 33, 121, 124, 129, 187, and 188 of the Charter of the City of St. Augustine, Florida, being Chapter 11148 of the Laws of Florida for 1925, and Acts amendatory thereof, as amended by Chapter 14375, Laws of Florida, 1929, and enacting and creating Sections 10 and 69 of the Charter of the City of St. Augustine, Florida, and granting an additional power to the City of St. Augustine, Florida, to buy, purchase, sell, lease, mortgage, maintain and operate a municipal bus or bus line for the carrying of passengers and freight within the city limits, and providing for the limitations and designation of funds to which all revenue derived from the Bridge of Lions and the City of St. Augustine Water Works shall be placed and applied and authorizing the City of St. Augustine, Florida, to retain its right to collect any outstanding or existing liens or debts for any unpaid debts, taxes, assessments or improvements in the City of St. Augustine, Florida, in and from said excluded territory so contracted by the contracting of said city territorial limits and charging said excluded territory with the payment of all debts and liens now due said city or at the time said limits are contracted.

Which was read the first time by its title only.

Senator Taylor moved that the rules be waived and Senate Bill No. 893 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 893 was read a second time by its title only.

Senator Taylor moved that the rules be further waived and Senate Bill No. 893 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 893 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senator Johns—
Senate Bill No. 894:

A bill to be entitled An Act to abolish the present municipal government of the Town of Lawtey in the County of Bradford and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Lawtey, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Which was read the first time by its title only.

Senator Johns moved that the rules be waived and Senate Bill No. 894 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 894 was read a second time by its title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 894 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 894 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator King—

Senate Bill No. 244:

A bill to be entitled An Act for the relief of W. E. Martin, individually and as Tax Collector of Orange County, Florida.

Very respectfully,

FRANK WEBB,
Chief Clerk, House of Representatives.

And Senate Bill No. 244, contained in the above message, was read by its title and referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate Amendment to—

By Mr. Sledge of Jefferson—

House Bill No. 509:

A bill to be entitled An Act to amend Section 20 of Chapter 14491, Laws of Florida, 1929, same being "An Act imposing certain license and privilege taxes, providing for the payment thereof, and prescribing penalties for doing business without a license or other failure to comply with the provisions thereof."

Which amendment is as follows:

In Section 1, line 12 (typewritten bill), strike out the words: "not in excess of five hundred dollars."

Very respectfully,

FRANK WEBB,
Chief Clerk, House of Representatives.

Also—

The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has receded from House Amendment No. 1, House Amendment No. 2 and House Amendment No. 3 to—

By Senator Gary—

Senate Bill No. 575:

A bill to be entitled An Act to permit the qualified voters of Marion County, Florida, to decide whether live stock shall be allowed to run or roam at large within said county and to require the fencing of the boundaries of said county, providing for the enforcement and carrying out of this Act, to provide penalties for the violation hereof, providing that the owners of property damaged or destroyed by live stock running or roaming at large in said county may recover damages for such injury or destruction, and to provide for the impounding and sale of live stock found running and roaming at large in said county.

Which amendments are as follows:

House Amendment No. 1—

In Section 3, line 22, after the comma insert the following: "and a copy mailed to the owner if his name and address be known."

House Amendment No. 2—

In Section 3, line 22, immediately after word "posting" insert the following: "and mailing."

House Amendment No. 3—

In Section 8, line 65, strike out the word "cattle" and insert in lieu thereof the following: "live stock."

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Senate Bill No. 575, contained in the above message, was read by its title and referred to the Committee on Engrossed Bills.

Also—

The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to recede from House Amendment No. 2 to Senate Bill No. 76—

By Senator Getzen—

Senate Bill No. 76:

A bill to be entitled An Act amending Section 256 of the Revised General Statutes of 1920, Laws of Florida, the same being Section 312 of the Compiled General Laws of Florida, relating to the qualifications of candidates in any General Election to be held in the State of Florida.

Which amendment is as follows:

House Amendment No. 2—

Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. That Section 256, Revised General Statutes of Florida, (same being Section 312, Compiled General Laws of Florida, 1927) be and the same is hereby amended so as to read as follows:

256 (212) COUNTY COMMISSIONERS OR CITY OR TOWN COUNCIL TO PRINT NAMES OF CANDIDATES ON TICKETS, ETC.—The Board of County Commissioners of each county shall cause to be printed on the ballots to be used in their respective counties, only the names of the candidates who have been put in nomination by primary election, or the appropriate executive committee, of any political party in this State, when the same have been certified and filed with them not more than sixty days nor less than twenty days previous to the day of election, which certificate shall contain the name of each person so nominated and the office for which he is nominated, and shall be signed and sworn to by the members, or a majority thereof, or the appropriate canvassing board of primary elections, or, in case of a nomination by an executive committee by the chairman and secretary thereof, provided that all committee nominations shall be made as provided by the laws governing primary elections, and provided, further, that, unless otherwise provided by law, in municipal elections, the names of all candidates shall be printed on the official ballot who have been requested to become candidates by written petition signed by at least twenty-five electors who are qualified to vote in said election, and such petition is filed with the proper authority not less than twenty days nor more than sixty days prior to the day of election. In addition to the names printed on such ballot, or whether any names be printed thereon, as hereinbefore provided, there shall be printed under each office to be voted for at the election, blank lines in number equal to the number of persons who may be elected to fill that office. In the event of an election to fill a vacancy in either house of the Legislature during a regular session thereof the names of all candidates nominated by the executive committee of a political party may be certified to the proper authority not less than five days prior to the election and the names so certified shall be printed upon the ballots to be voted at said election.

Section 2. All laws or parts of laws in conflict with this Act be, and the same are hereby repealed.

Section 3. This Act shall take effect upon its passage and approval by the Governor or upon its becoming a law without such approval.

And respectfully requests that the Senate appoint a com-

mittee to confer with a like committee from the House of Representatives to adjust the differences on Senate Bill No. 76.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

Senator Getzen moved that the request of the House of Representatives that a conference committee be appointed to adjust the differences between the House of Representatives and the Senate on the amendments to Senate Bill No. 76, contained in the above message, be granted.

Which was agreed to.

And it was so ordered.

The Chair appointed Senators Getzen, Johns and Butler as a committee to confer with a similar committee of the House of Representatives to adjust the differences between the House of Representatives and the Senate on the amendments to Senate Bill No. 76.

Also—

The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives continues to refuse to concur in Senate Amendment to—

By Mr. Horne of Jackson—

House Bill No. 951:

A bill to be entitled An Act to amend Section 5086 of the Revised General Statutes of Florida, 1920, the same being Section 7188 of the Compiled General Laws of Florida, 1927, relating to and defining the meaning of pugilistic exhibitions.

Which amendment is as follows:

After the word "association" at the end of line four, insert the following: "Also any non-profit corporation which exists for social or charitable purposes."

And that the House of Representatives has appointed as a conference committee to confer with a like committee from the Senate to adjust the differences on Senate Bill No. 951 Messrs. Horne (Jackson), Chappell and Parker.

Very respectfully,

FRANK WEBB,
Chief Clerk, House of Representatives.

Also—

The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives respectfully requests the return of—

By Mr. Durrance of Charlotte—

House Bill No. 1240:

A bill to be entitled An Act regulating the taking or catching of fish in the inside salt waters of Charlotte County, Florida, and providing the penalty for violation thereof.

For further consideration.

Very respectfully,

FRANK WEBB,
Chief Clerk, House of Representatives.

Senator Harrison moved that the request of the House of Representatives that House Bill No. 1240 be returned to the House of Representatives for further consideration, contained in the above message, be granted.

Which was agreed to.

And it was so ordered.

Also—

The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Fla., May 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to concur in Senate Amendments to—

By Messrs. Blount, Mathews and Madison of Duval—
House Bill No. 805:
A bill to be entitled An Act affecting the government of the City of Jacksonville, and abolishing the office of Mayor.
Which amendments are as follows:

Senate Amendment No. 1—
In Title, at end of the Title, add the following words, to-wit: "and providing for a referendum."

Senate Amendment No. 2—
In Section 4, at the end of said Section, add the following words, to-wit: "and this Act shall take effect as provided in Section 3 hereof immediately upon its passage and approval by the Governor and the approval of a majority vote of the qualified electors of the City of Jacksonville for or against approval in the general municipal election to be held on the third Tuesday in June, 1931. It shall be the duty of the City Commission, in preparing the ballot to be used in said general municipal election, to provide thereon for vote for or against the approval of this Act."

Senate Amendment No. 3—
In Section 2, strike out the words "including" and insert in lieu thereof the following: "excepting," and add, after the words "the veto power," the following words, to-wit, "which is hereby abolished."

And respectfully requests that the Senate recede from these amendments.

Very respectfully,
FRANK WEBB,
Chief Clerk, House of Representatives.

Senator Butler moved that House Bill No. 805 be indefinitely postponed.

Which was agreed to.
And it was so ordered.
And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

Also—
The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Florida, May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Introduced by: Messrs. Mathews, Robineau, Tomasello, McKenzie, Keen, Booth, Sledge, Black, Teague, Lewis, Madison, and Blount—

House Bill No. 4:
A bill to be entitled An Act with reference to bonds of County Officers, authorizing and making it the duty of the Board of County Commissioners to fix the amount of the bond of each County Officer of the several counties of the State.

By Mr. Westbrook of Lake—
House Bill No. 199:
A bill to be entitled An Act to cure certain irregularities and defects in the execution of any deeds or other instruments relating to real estate heretofore executed in this State.

By Mr. Bass of Palm Beach—
House Bill No. 263:
A bill to be entitled An Act to amend Sections 1, 2 and 4 of Chapter 5441, Laws of Florida, Acts of 1905, the same being respectively Sections 3567, 3568, and 3570 of the Revised General Statutes of Florida 1920, and being An Act to define tenancies at will, and to prescribe the mode of terminating them, and to define the status of persons holding over under a

written lease after the expiration of the term created thereby.
And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,
Chief Clerk, House of Representatives.
And House Bills No's. 4 and 199, contained in the above message, were read the first time by their titles and referred to the Committee on Judiciary "A."
And House Bill No. 263, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary "C."

Also—
The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Florida, May 28, 1931.
Hon. Pat Whitaker,
President of the Senate.

Sir:
I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the constitutional two-thirds vote of all members elected to the House of Representatives for the 1931 session of the Florida Legislature—

By Mr. Lewis of Palm Beach—
House Bill No. 321:
A bill to be entitled An Act for the relief of C. F. Cook, a blind man of West Palm Beach, Florida.
And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,
Chief Clerk, House of Representatives.
And House Bill No. 321, contained in the above message, was read the first time by its title and referred to the Committee on Claims.

Senator Harrison moved that the rules be waived and the Senate do now take up consideration of House Bill No. 301 out of its order.

Which was agreed to by a two-thirds vote.
And—
House Bill No. 301:
A bill to be entitled An Act authorizing and directing the State Board of Law Examiners to issue a duplicate certificate to practice law to Theodore L. Ford.
Was taken up and read a second time in full.
Senator Harrison moved that the rules be further waived and House Bill No. 301 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.
And House Bill No. 301 was read a third time in full.
Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Clarke, Council, Dell, English, Futch, Getzen, Gomez, Harris, Harrison, Hilburn, Hodges, Irby, Johns, Knabb, Lewis, Neel, Parker, Stewart, Taylor, Turner, Wagg, Watson, Young—31.

Nays—None.
So the bill passed, title as stated.
And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

Senator Hilburn moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 832 out of its order.

Which was agreed to by a two-thirds vote.
And—
Senate Bill No. 832:
A bill to be entitled An Act for the relief of Louise B. Kennerly, in relation to Tax Sale Certificate 522, Putnam County, Florida, for the tax sale of 1916 for the taxes of 1915; and for the refunding of the moneys paid thereof.
Was taken up and read a second time in full.
Senator Hilburn moved that the rules be further waived and Senate Bill No. 832 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 832 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, English, Futch, Gary, Gomez, Harris, Harrison, Hilburn, Hodges, Irby, Johns, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Taylor, Turner, Wagg, Watson, Young—32.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Senator Futch moved that the rules be waived and House Bill No. 734 be recalled from the Committee on Appropriations and placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Futch moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 734 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 734:

A bill to be entitled An Act authorizing the Commissioner of Agriculture of Florida to purchase from the Cora B. Williams estate field notes and township plats covering portions of the Forbes purchase, located in Gadsden, Liberty, Leon and Wakulla counties in the State of Florida, and making appropriation therefor.

Was taken up and read a second time in full.

Senator Futch moved that the rules be further waived and House Bill No. 734 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 734 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

By unanimous consent Senator Futch withdrew Senate Bill No. 446.

Senator Parker moved that the rules be waived and House Bills No. 227, 228 and 373 be recalled from the Committee on Education and placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

UNFINISHED BUSINESS

Senate Bill No. 801:

A bill to be entitled An Act relating to taxation, levying and imposing an excise tax on gasoline and other like products of petroleum in addition to other taxes thereon; levying and imposing a license tax on every dealer in gasoline or any other like product of petroleum; providing for the report of sale of such commodities and the collection and payment of such taxes; creating special funds for the reception of such taxes; providing the purposes of such taxes and for the deposit, appropriation and disposition of the proceeds derived from such taxes, and prescribing the duties of certain officials with reference thereto; and declaring certain roads to have been and to be built for State purposes and as being State undertakings; repealing Chapter 14575 Laws of Florida, Acts of 1929; repealing Section 1 of Chapter 14573 Acts of 1929 and all laws in conflict with this Act; providing for the enforcement of this Act and penalties for violation hereof.

The consideration of the passage of which was pending at the hour of adjournment on yesterday, was resumed.

Pending the consideration of the passage of Senate Bill No.

801, Senator Adams moved that the rules be waived and the cloture rule limiting the members of the Senate to 30 minutes on the floor of the Senate not be invoked during the consideration of the passage of Senate Bill No. 801.

Which was agreed to.

And it was so ordered.

Pending the consideration of the passage of Senate Bill No. 801 the following message from the Governor was received and read, and ordered to be spread upon the Journal of the Senate on motion of Senator Adams:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 28, 1931

To the Members of the Senate and the
House of Representatives.

Gentlemen:

There appears to be a deadlock between various groups over the allocation of the gas tax money used for debt purposes. This threatens to defeat the entire administration program and force an extra session.

It is admitted that the present 2c tax used for debt purposes credited to the counties as paid in is inequitable. It ignores the fact that roads are not local but state-wide and furthermore imposes upon the weaker counties a burden in the building of highways over which the majority of the population in the larger counties travel.

On the other hand the proposed allocation on an equal basis among the counties is even more unsound and unjust. It does not take into consideration the amount contributed by the counties, the requirement of the counties which are to benefit, nor does it employ any formula which would take into consideration these various features but simply sets an arbitrary standard.

If the majority of the counties can vote a 2c tax and distribute this equally among the counties, they could likewise vote a 5c tax with the same result and in the end one group of counties would be carrying the entire expense of the other and paying a dividend besides. Such a program instead of being based on sound governmental principles is leaning toward the policy of Socialism.

In view of the unjustness of the allocation now in operation, as well as the one proposed by the Legislature, I beg to submit herewith a formula which, in my judgment, will stand the test of fairness and violate no principle of good government or sound law. At the same time it secures the practical results absolutely necessary at this time—namely, debt and tax relief.

I would respectfully recommend the allocation of the 6c gas tax as follows:

3c to the Road Department, being 1c in addition to the amount heretofore paid. This 1c in part takes the place of the automobile license tag money being transferred to the schools.

The other 3c I would allocate to the counties on substantially the same basis as that employed by the Federal government in the distribution of Federal road moneys, for road purposes, that is to say,

1/3 or 1c on the basis of area of the counties;

1/3 or 1c on the basis of population of the counties.

1/3 or 1c on the basis of contribution heretofore made by the counties to the construction of state roads either through funds turned over to the State Road Department or through roads constructed by the counties and now a part of the State System.

The Federal government distributes its moneys among the States as follows:

1/3 in proportion to the area of the State;

1/3 in proportion to the population of the State;

1/3 in proportion to the mileage of the Federal Aid Roads system within the State.

These moneys should be paid into the State Treasury to the account of the State Board of Administration to be applied to the retirement of bonds issued for the building of roads and bridges. When this is accomplished, the moneys should be paid over to the State Road Department to the credit of the county for the construction and maintenance by the road department of roads and bridges in the county. I am causing to be handed to you a tabulation presenting the sum which each county would receive on each of the three bases above described and a comparison of the total which each county would thereby receive with that now received from the present 2 1/3 cent gas fund. The return to each county based on

area and population are accurately indicated. There will be some adjustment of the figures indicated for the return based upon contribution as exact data therefor it not immediately available. This estimate which is the best available at this time indicates clearly the result which will be had from allocation on this basis.

I would again respectfully remind you that only a few days of this session remain, yet there is ample time to put over the entire program now and heretofore outlined.

It contemplates revenue for the schools to the amount of three and one-half million dollars. Bear in mind, however, that an appropriation without funds to meet it is an idle ceremony.

In the second place, the program contemplates new sources of revenue to completely eliminate the State Advalorem, excepting the Constitutional One Mill School Tax. The entire program is in detail before you. It, on the whole, provides for the schools, eliminates the State Advalorem and carries relief back to the weaker counties to relieve their general tax and help carry their debt obligations.

Respectfully submitted,

DOYLE E. CARLTON.

Pending the consideration of the passage of Senate Bill No. 801, Senator Anderson moved that the Senate do now recess. Which was agreed to.

And the Senate stood recessed at 12:59 o'clock P. M., until 3 o'clock P. M., this day.

AFTERNOON SESSION

The Senate convened at 3:00 o'clock P. M., pursuant to recess order.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

A quorum present.

By permission the following Committee Reports were received:

REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Watson, Chairman of the Committee on Engrossed Bills submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 619:

A bill to be entitled An Act authorizing the Trustees of the Internal Improvement Fund to convey to the State Commission authorized by Chapter 13887, Acts of 1929, the name of such Commission to be Everglades National Park Commission. lands in Dade, Monroe, and Collier Counties belonging to the Internal Improvement Fund in excess of 325,000 acres to be used as a part of the land to be embraced in the Everglades National Park pursuant to an act of Congress to be passed on that subject.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

J. W. WATSON,

Chairman of Committee.

And Senate Bill No. 619, contained in the above report, was ordered to be certified to the House of Representatives.

REPORTS OF COMMITTEES

Senator Andrews, Chairman of the Committee on Agriculture and Live Stock, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

Your Committee on Agriculture and Live Stock, to whom was referred:

House Bill No. 823:

A bill to be entitled An Act making it discretionary with the Commissioner of Agriculture to use and direct the use of tags or stamps in relation to inspection fees, and when tags are so used that all laws and regulations now applying to such stamps shall apply to the use of the tags.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

G. FRANK ANDREWS,

Chairman of Committee.

And House Bill No. 823, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Howell, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28th, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 796:

A bill to be entitled An Act granting a pension to Samuel Simons Savage of Ocala, Florida.

Committee Amendment Suggested:

Amendment No. 1—

Strike out Section Two (2) and insert in lieu thereof Section Three (3), which will read Section 2.

Have had the same under consideration, and recommend that the same, with amendment, do pass.

Very respectfully,

L. H. HOWELL,

Chairman of Committee.

And Senate Bill No. 796 with Committee Amendment, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Howell, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28th, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 657:

A bill to be entitled An Act to pay Mrs. Mary Elizabeth Rutherford, of Pensacola, Escambia County, Florida, a widow's pension, as the wife of G. W. Rutherford, deceased, a Confederate Soldier.

Committee Amendment Suggested:

Amendment No. 1—

Strike out Section 2 and insert in lieu thereof Section 3, which will read Section 2.

Have had the same under consideration, and recommend that the same, with Committee Amendment, do pass.

Very respectfully,

L. H. HOWELL,

Chairman of Committee.

And Senate Bill No. 657 with Committee Amendment, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Howell, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 825:

A bill to be entitled An Act granting a pension to Allen Johnson of Lafayette County, Florida.

Committee Amendment Suggested:

Amendment No. 1—

Strike out Section Two (2) and insert in lieu thereof Section Three (3), which will read Section 2.

Have had the same under consideration, and recommend that the same, with Committee Amendment, do pass.

Very respectfully,

L. H. HOWELL,
Chairman of Committee.

And Senate Bill No. 825, with committee amendment, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Howell, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 707:

A bill to be entitled An Act to place the name of Lucius Medlock, age eighty-six (86) years, on the pension roll of the State of Florida.

The Committee suggests the following amendment:

Amendment No. 1—

Strike out Section 2 and insert in lieu thereof Section 3, which will read Section 2.

Have had the same under consideration, and recommend that the same, with said amendment, do pass.

Very respectfully,

L. H. HOWELL,
Chairman of Committee.

And Senate Bill No. 707, with committee amendment, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Howell, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 860:

A bill to be entitled An Act granting pension to James M. Barnes.

Amendment No. 1—

Strike out Section 2 and insert in lieu thereof Section 3, which will read Section 2.

Have had the same under consideration, and recommend that the same, with the committee amendment, do pass.

Very respectfully,

L. H. HOWELL,
Chairman of Committee.

And Senate Bill No. 860, with committee amendment, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Howell, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 826:

A bill to be entitled An Act granting pension to J. A. Croft of Lafayette County, Florida.

Committee Amendment suggested:

Amendment No. 1—

Strike out Section Two (2) and insert in lieu thereof Section Three (3), which will read Section 2.

Have had the same under consideration, and recommend that the same, with committee amendment, do pass.

Very respectfully,

L. H. HOWELL,
Chairman of Committee.

And Senate Bill No. 826, with committee amendment, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Howell, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 760:

A bill to be entitled An Act granting pension to John A. Chauncey, a citizen of Brevard County, Florida.

Committee Amendments suggested:

Amendment No. 1—

Strike out Section Two (2) and insert in lieu thereof Section Three (3), which will read Section 2.

Have had the same under consideration, and recommend that the same, with amendment, do pass.

Very respectfully,

L. H. HOWELL,
Chairman of Committee.

And Senate Bill No. 760, with committee amendment, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Harris, Chairman of the Committee on Organized Labor, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 28, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Organized Labor, to whom was referred:

Senate Bill No. 881:

A bill to be entitled An Act regulating the employment of persons upon public works in the State of Florida, and giving preference to citizens of the State of Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

S. D. HARRIS,
Chairman of Committee.

And Senate Bill No. 881, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Swearingen, Chairman of the Committee on Judiciary "B," submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Judiciary "B," to whom was referred:

Senate Bill No. 813:

A bill to be entitled An Act providing for the removal and exclusion of apartment houses located within the corporate limits of incorporated municipalities from the jurisdiction, control, inspection and regulation of the Hotel Commissioner and of the Hotel Commission of the State of Florida; and providing that the right, power and authority to control, inspect and regulate apartment houses within their corporate limits, shall be vested in the municipalities wherein such apartment houses are located.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

JOHN J. SWEARINGEN,
Chairman of Committee.

And Senate Bill No. 813, contained in the above report was placed on the table under the rule.

Also—

Senator Swearingen, Chairman of the Committee on Judiciary "B," submitted the following report:

Senate Chamber,
Tallahassee, Florida, May 27, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Judiciary "B," to whom was referred:

Senate Bill No. 812:

A bill to be entitled An Act to amend Section 3803 of the Revised General Statutes of Florida, being Section 5676 of the Compiled General Laws of Florida, relating to married women's acknowledgments.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

JOHN J. SWEARINGEN,
Chairman of Committee.

And Senate Bill No. 812, contained in the above report, was placed on the Calendar of Bills on second reading.

By unanimous consent Senator Harris withdrew Senate Bill No. 478.

Senator Gary moved that the rules be waived and Senate Bill No. 889 be recalled from the Calendar of Bills on second reading without reference and referred to the Committee on Public Health.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By permission the following bills were introduced:

By Senator Getzen—
Senate Bill No. 895:

A bill to be entitled An Act authorizing and empowering the City of Webster, Florida, to accept bonds of said city, whether matured or unmatured, and/or matured interest coupons of said city in payment of any special assessments made by said city prior to the year 1931, and in payment of any taxes levied or assessed by said city prior to the year 1929, and seventy-five per cent of taxes for the year 1929, provided the remaining twenty-five per cent is paid in cash at the same time, and in payment of fifty per cent of taxes for the year 1930, provided the remaining fifty per cent is paid in cash at the same time.

Which was read the first time by its title only.

Senator Getzen moved that the rules be waived and Senate Bill No. 895 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 895 was read a second time by its title only.

Senator Getzen moved that the rules be further waived and Senate Bill No. 895 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill 895 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senator Knabb—
Senate Bill No. 896:

A bill to be entitled An Act to amend Section 5, of Article 4, of Chapter 6738 of the Laws of Florida entitled "An Act to abolish the present municipal government of the Town of Orange Park and to organize a commission form of government for said town and to provide for its jurisdiction and powers," Approved May 28, 1913; and to amend Section 3, of

Article 2 of said Chapter 6738 of the Laws of Florida, of 1913, as amended by Section 2, of Chapter 8328 of the Laws of Florida, 1919, and as amended by Section 1, of Chapter 9858 of the laws of Florida, 1923, and to amend Sections 11, 12, and 14, of Article 8, of said Chapter 6738 of the Laws of Florida of 1913; and to provide for a primary election for said town.

Which was read the first time by its title only.

The following proof of publication was attached to Senate Bill No. 896 when it was introduced in the Senate.

AFFIDAVIT OF PROOF OF PUBLICATION OF LOCAL OR SPECIAL BILL NO. 896, RELATING TO CLAY COUNTY.

I, F. Dan Robertson, being first duly sworn, do solemnly swear (or affirm) that notice of the intention to apply for the passage of the special or local bill above designated has been duly published in the locality where the matter or the thing to be affected by said bill may be situated, which notice stated the substance of the contemplated law, and was published in the manner provided by law at least thirty days prior to the introduction of said bill into this Legislature; I further swear (or affirm) that a true copy of the notice so published was and is attached to the above designated bill and that said notice which was so attached to said bill when same was introduced was duly published in Clay County, Florida, in the manner provided by law, as more fully appears by reference to said notice and accompanying papers attached to said bill, which notice and accompanying papers is made by reference a part of this affidavit as fully as if copied as a part hereof.

(Signed) F. DAN ROBERTSON.

Sworn to and subscribed before me this 11th day of May, A. D. 1931.

(Signed) D. F. BRENIZER.

(SEAL) Notary Public.

Senator Knabb moved that the rules be waived and Senate Bill No. 896 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 896 was read a second time by its title only.

Senator Knabb moved that the rules be further waived and Senate Bill No. 896 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 895 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senator Chowning—

Senate Bill No. 897:

A bill to be entitled An Act to create and establish a special taxing district in Volusia County, Florida, to be known and designated as "New Smyrna-Coronado Beach Taxing District"; determining and declaring that the Lytle Avenue and Connor bridges and causeways located within said district have heretofore and do now exist in the development of said district and are public works built and used for public use and extension of commerce, and for the convenience and welfare of the inhabitants and citizens of said district; providing that the said Lytle Avenue bridge and said Connor bridge shall be free of all tolls, and declaring that the liberating of said bridges from tolls shall be a benefit to such district and its inhabitants and citizens; providing for the operation, maintenance and upkeep of said bridges and the causeways leading to each of said bridges by the Board of County Commissioners of Volusia County, Florida; providing for the levy and collection of taxes for the payment of principal and interest on time warrants and bonds issued and now outstanding under and by virtue of Chapter 9657, Acts of 1923, Laws of the State of Florida, and/or Chapter 11280, Acts of 1925, Laws of the State of Florida, and/or Chapter 11787, Acts of 1925, Laws of the State of Florida, and/or Chapter 13513, Acts of 1927, Laws of the State of Florida; providing that the levy and assessment of taxes under said Act shall be an additional source

of revenue; providing that said district shall be entitled to receive for the operation and maintenance of said bridges and causeways leading to each of said bridges its due portion of the general county road and bridge tax; providing for the refunding of said time warrants and bonds; providing for the repeal of all laws in conflict with this Act and providing for a referendum.

Which was read the first time by its title only.

Senator Chowning moved that the rules be waived and Senate Bill No. 897 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 897 was read a second time by its title only.

Senator Chowning moved that the rules be further waived and Senate Bill No. 897 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 897 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senator Watson—

Senate Bill No. 898:

A bill to be entitled An Act to amend Chapter 10847 of the Laws of Florida, approved May 9, 1925, entitled "An Act to amend and re-enact the Charter of the City of Miami in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said city and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain acts and proceedings of the commission and of the officers of the city," as amended by subsequent legislation, changing the provisions of said Charter as to the government of said city, conferring additional powers and imposing additional duties, restrictions and limitations upon said city, and the city commission, increasing the maximum penalties of fine and imprisonment for the violation of city ordinances, and providing for a referendum election.

Which was read the first time by its title only.

Senator Watson moved that the rules be waived and Senate Bill No. 898 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 898 was read a second time by its title only.

Senator Watson moved that the rules be further waived and Senate Bill No. 898 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 898 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senator Stewart—

Senate Bill No. 899:

A bill to be entitled An Act prohibiting corporations engaged in the manufacture, sale or distribution of water or gas from selling, trading or otherwise dealing in articles, commodities, or appliances not directly connected with and necessary to the general business of such corporation and prohibiting such corporation from engaging in incidental lines of business in connection with the general business of said corporation.

Which was read the first time by its title only and referred to the Committee on Judiciary "A".

By Senator Neel—

Senate Bill No. 900:

A bill to be entitled An Act to legalize, ratify, validate and confirm the bonds of Westville Special Tax School Bond, District No. 10 of Holmes County, Florida, to the amount of thirty thousand (\$30,000.00) dollars, payable as follows: One thousand (\$1,000.00) dollars, for each year beginning A. D. 1932 to 1951, both inclusive, such bonds bearing interest at the rate of six per cent per annum, payable semi-annually on March first and September first of each year.

Which was read the first time by its title only.

The following proof of publication was attached to Senate Bill No. 900 when it was introduced in the Senate.

AFFIDAVIT OF PROOF OF PUBLICATION OF LOCAL OR SPECIAL BILL No. 900 RELATING TO HOLMES COUNTY

I, E. A. Williams, being first duly sworn, do solemnly swear (or affirm) that notice of the intention to apply for the passage of the special or local bill above designated has been duly published in the locality where the matter or the thing to be affected by said bill may be situated, which notice stated the substance of the contemplated law, and was published in the manner provided by law at least thirty days prior to the introduction of said bill into this Legislature; I further swear (or affirm) that a true copy of the notice so published was and is attached to the above designated bill and that said notice which was so attached to said bill when same was introduced was duly published in Holmes County, Florida, in the manner provided by law, as more fully appears by reference to said notice and accompanying papers attached to said bill, which notice and accompanying papers is made by reference a part of this affidavit as fully as if copied as a part hereof.

E. A. WILLIAMS.

Sworn to and subscribed before me this 27th day of May, A. D. 1931.

(SEAL)

JAS. R. CARSWELL,
Notary Public.

PUBLISHER'S AFFIDAVIT

STATE OF FLORIDA,
HOLMES COUNTY.

Before me personally appeared E. A. Williams who, being duly sworn, says he is the publisher of the Holmes County Advertiser, a weekly newspaper, published in Bonifay, Holmes County, Florida, and that the hereto attached notice was published in said Holmes County Advertiser for a period of sixty days on 10 consecutive weeks, commencing with the issue dated March 20, 1931, and ending with the issue dated May 22, 1931, and that the intervening dates of publication were March 27, April 3-10-17-24, May 1-8-15-22, 1931.

E. A. WILLIAMS.

Subscribed and sworn to before me this 27th day of May, 1931.

(SEAL)

JAS. R. CARSWELL,
County Judge.

NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that a local bill will be introduced in the forthcoming session of the Florida Legislature for the purpose of ratifying, confirming and validating an election held in Westville Special Tax School District No. 10, Holmes County, Florida, in which the qualified freeholders authorized the issuance and sale of bonds in the sum of Thirty Thousand Dollars (\$30,000) for the use of the public free schools of said district.

RAY NEEL, Trustee.

Senator Neel moved that the rules be waived and Senate Bill No. 900 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 900 was read a second time by its title only.

Senator Neel moved that the rules be further waived and Senate Bill No. 900 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 900 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hil-

burn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senators Adams, Neel, Howell and Caro—
Senate Bill No. 901:

A bill to be entitled An Act to authorize, empower and direct the State Road Department to construct State Road 115 as a part of the Gulf Coast Highway in the Counties of Bay, Okaloosa, Walton and Escambia.

Which was read the first time by its title only.

Senator Adams moved that the rules be waived and Senate Bill No. 901 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 901 was read a second time in full.

By unanimous consent Senator Getzen offered the following amendment to Senate Bill No. 901:

In Section 1, line 9 (typewritten bill), strike out the words: after 20—line 9 add 23.

Senator Getzen moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Adams moved that the rules be further waived and Senate Bill No. 901, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 901, as amended, was read a third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bell, Butler, Caro, Council, English, Futch, Getzen, Harris, Hodges, Howell, Irby, King Knabb, Lewis, Neel, Swearingen, Wagg, Watson—20.

Nays—Senators Anderson, Turner, Young—3.

So the bill passed, as amended, title as stated.

And Senate Bill No. 901, was referred to the Committee on Engrossed Bills.

Senator Young moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 744 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 744:

A bill to be entitled An Act to authorize the governing board or commission of any drainage or sub-drainage district to make bonds or other obligations of such drainage or sub-drainage district receivable at par in the redemption of lands from certain tax sales and in the purchase of certain lands.

Was taken up and read a second time in full.

Senator Young moved that the rules be further waived and Senate Bill No. 744 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 744 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Senator Young moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 745 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 745:

A bill to be entitled An Act to provide for the use of bonds, obligations or matured interest coupons of certain drainage districts in the payment of a certain part of any annual levy of taxes by or for such drainage districts.

Was taken up and read a second time in full.

Senator Young moved that the rules be waived and Senate Bill No. 745 retain its place on the Calendar of Bills on second reading.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Anderson moved that when the Senate reconvene tonight that each Senator in the order of the roll call by district number be permitted to take up any bill he may choose except where there are objections to the bill by five or more Senators.

Which was not agreed to.

Senator Butler moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 613 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 613:

A bill to be entitled An Act to authorize the expenditure of the unexpended balance of the appropriation made to the Attorney General's Department for indexing and side-noting laws, proof reading Supreme Court reports, and other necessary expense for the purpose of discharging outside obligations against the Attorney General's office for the purchase of law books and payment of subscriptions to Judicial Reporter Systems.

Was taken up and read a second time in full.

Senator Butler moved that the rules be further waived and Senate Bill No. 613 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 613 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Butler, Caro, Chowning, Council, Dell, English, Futch, Gary, Getzen, Harris, Hilburn, Hinely, Hodges, Howell, Irby, Johns, Knabb, Stewart, Swearingen, Taylor, Turner, Wagg, Watson—28.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Senator Futch moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 16 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 16:

A bill to be entitled An Act to amend Section 5526 of the Compiled General Laws of Florida, 1927, the same being Section 3662 of the Revised General Statutes of the State of Florida relating to preference in appointment of administrators.

Was taken up and read a second time in full.

Senator Futch moved that the rules be further waived and House Bill No. 16 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 16 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bell, Bradshaw, Butler, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Harris, Hinely, Hodges, Howell, Irby, Johns, Knabb, Parrish, Stewart, Taylor, Turner, Wagg, Watson, Young—28.

Nays—None.

So the bill passed, title as stated.

And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

Senator Futch moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 14 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 14:

A bill to be entitled An Act to authorize guardians of infants and persons under disability to invest funds of their wards for a longer period than one year, when such invest-

ment is approved by the County Judge having jurisdiction over the estate of such ward.

Was taken up and read a second time in full.

Senator Futch moved that the rules be further waived and House Bill No. 14 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 14 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bell, Bradshaw, Chowning, Clarke, Council, Dell, English, Futch, Gary, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Parrish, Taylor—25.

Nays—Senators Wagg, Young—2.

So the bill passed, title as stated.

And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

UNFINISHED BUSINESS

Senate Bill No. 801:

A bill to be entitled An Act relating to taxation, levying and imposing an excise tax on gasoline and other like products of petroleum in addition to other taxes thereon; levying and imposing a license tax on every dealer in gasoline or any other like product of petroleum; providing for the report of sale of such commodities and the collection and payment of such taxes; creating special funds for the reception of such taxes; providing the purposes of such taxes and for the deposit, appropriation and disposition of the proceeds derived from such taxes, and prescribing the duties of certain officials with reference thereto; and declaring certain roads to have been and to be built for State purposes and as being State undertakings; repealing Chapter 14575, Laws of Florida, Acts of 1929; repealing Section 1 of Chapter 14573, Acts of 1929 and all laws in conflict with this Act; providing for the enforcement of this Act and penalties for violation hereof.

The consideration of the passage of Senate Bill No. 801, which was pending at the hour of recess on this morning, was resumed.

Senator Neel moved that the rules be waived and the further consideration of Senate Bill No. 801 be postponed until Friday, May 29, 1931, the bill retaining its place on the Calendar as a Special and Continuing Order, and that the following committee be appointed, Senators Clarke, Lewis, Bell, Butler and Hodges, to confer and endeavor to effect a compromise, and report back to the Senate.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Taylor moved that the rules be waived and Senate Bill No. 410 be recalled from the Committee on Judiciary "A" and placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Harris moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 185 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 185:

A bill to be entitled An Act to repeal Sub Section D of Section 6 of Chapter 14491, Acts of 1929, Laws of Florida, imposing a license tax upon apartment houses.

Was taken up and read a second time in full.

Senator Harris moved that the rules be further waived and House Bill No. 185 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 185 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senator Adams, Anderson, Andrews, Bell, Chowning, Clarke, Council, Dell, English, Futch, Gomez, Harris, Hilburn, Hodges, Howell, Irby, Johns, Lewis, Swearingen, Taylor, Turner, Wagg, Watson, Young—24.

Nays—Senators Bradshaw, Gary, Knabb—3.

So the bill passed, title as stated.

And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

Senator Howell moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 324 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 324:

A bill to be entitled An Act to amend Section One of Chapter 14527, Laws of Florida, Acts of 1929, relating to compensation for services in Lunacy Cases.

Was taken up and read a second time in full.

Senator Howell moved that the rules be further waived and Senate Bill No. 324 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 324 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Bell, Clarke, Council, Gary, Hinely, Howell, Irby, Neel, Parrish, Young—10.

Nays—Mr. President; Senators Adams, Anderson, Andrews, Bradshaw, Butler, Chowning, Dell, English, Futch, Gomez, Hilburn, Hodges, Johns, King, Knabb, Lewis, Swearingen, Taylor, Turner, Wagg, Watson—22.

So the bill failed to pass.

Senator Young moved that the rules be waived and Senate Bill No. 735 be recalled from the Committee on Finance and Taxation and placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Wagg moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 712 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 712:

A bill to be entitled An Act for the relief of W. R. Reynolds of Jackson, Michigan, and Orrin Randolph, of West Palm Beach, Florida, and authorizing and empowering the Comptroller of the State of Florida, The Board of County Commissioners of Palm Beach County, Florida, the proper officers of Special Road and Bridge District No. 3 of Palm Beach County, Florida, the proper officers of Special Road and Bridge District No. 8 of Palm Beach County, Florida, the proper officers of Special Road and Bridge District No. 21 of Palm Beach County, Florida, the Board of Public Instruction of Palm Beach County as the governing board of the Special School District No. 3 of Palm Beach County, Florida, the commissioners of Florida Inland Navigation District and the Board of Commissioners of Jupiter Inlet District of Palm Beach County, Florida, to refund and repay to said W. R. Reynolds and Orrin Randolph the sum of two thousand eight hundred forty-five dollars and nineteen cents (\$2,845.19), said sum having heretofore been collected erroneously from W. R. Reynolds and Orrin Randolph by the tax collector of Palm Beach County, Florida, assessed and collected twice for the year 1928, and paid to the above named parties in such proportionate sums as provided by law.

Was taken up and read a second time in full.

Senator Wagg moved that the rules be further waived and Senate Bill No. 712 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 712 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Futch, Gary, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Knabb, Lewis, Parrish, Swearingen, Taylor, Turner, Wagg, Watson, Young—29.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Senator Gomez moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 807 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 807:

A bill to be entitled An Act declaring the maintaining and

operation of Fire Departments by municipalities to be a governmental function and absolving said municipalities from liability occasioned thereby; giving fire apparatus right-of-way over other vehicles while responding to a fire alarm; constituting Chief of Fire Department a peace officer; providing for designation of a fire area adjacent to fires; and providing for a penalty.

Was taken up and read a second time in full.

Senator Gomez moved that the rules be further waived and Senate Bill No. 807 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 807 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Caro, Chowning, Clarke, Dell, Futch, Gary, Gomez, Harris, Hodges, Parrish, Taylor, Turner, Wagg, Watson, Young—18.

Nays—Senators Anderson, Andrews, Bradshaw, Council, English, Hilburn, Lewis, Neel—8.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Senator Council moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 804 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 804:

A bill to be entitled An Act to make an appropriation for the putting and keeping in order of the grounds adjacent and belonging to the site of the Natural Bridge Monument and Park and for the proper care and protection of said Monument and Park, and to provide for the payment of such appropriation.

Was taken up and read a second time in full.

The Committee on Appropriations offered the following amendment to Senate Bill No. 804:

In Section 1, line 3 (typewritten bill), strike out the words and figures "Two Thousand Four Hundred (\$2,400.00)" and insert in lieu thereof the following: "Nine Hundred and Sixty (\$960.00)"

Senator Neel moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Council moved that the rules be waived and Senate Bill No. 804, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill 804, as amended, was read a third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Council, Dell, English, Gary, Gomez, Harris, Hodges, Howell, Parrish, Taylor, Wagg, Watson, Young—22.

Nays—None.

So the bill passed, as amended, title as stated.

And Senate Bill No. 804 was referred to the Committee on Engrossed Bills.

Senator Gary moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 417 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 417:

A bill to be entitled An Act authorizing the state school book commission to extend the time limit of eight years for renewing contracts for purchase of school text-books to Feb. 15, 1934; and further authorizing said state school book commission to renew contract with any publisher or publishers of a school book or of school books now in use in grades below the ninth for a period not to exceed five years from July 1, 1932, provided any renewal or renewals can be made on the basis of a reduction from present cost in the case of any book or books; and further authorizing said school book commission to make necessary arrangements with publisher or publishers of any book or books now in use and for which contract

is renewed to keep any school books sold to the State of Florida up to date in so far as the progress of knowledge is concerned.

Was taken up and read a second time in full.

Senator Gary moved that the rules be further waived and Senate Bill No. 417 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 417 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bell, Caro, Council, English, Gary, Gomez, Hilburn, Hinely, Hodges, Johns, Swearingen, Watson—15.

Nays—Senators Adams, Bradshaw, Chowning, Futch, Harris, Harrison, Howell, Irby, Knabb, Neel, Parrish, Stewart, Turner, Wagg, Young—15.

So the bill failed to pass.

Senator Young moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 744 passed the Senate.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which Senate Bill No. 744 passed the Senate.

Senator Young moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 744, pending final passage.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 744:

A bill to be entitled An Act to authorize the governing board or commission of any drainage or sub-drainage district to make bonds or other obligations of such drainage or sub-drainage district receivable at par in the redemption of lands from certain tax sales and in the purchase of certain lands.

Was taken up.

By unanimous consent Senator Young offered the following amendment to Senate Bill No. 744:

At the end of the title add "The Provisions of this Act Shall Not Apply to any Drainage District Located Wholly Within One County and Where It Is Involved in Any Litigation at the Present Time in the Supreme Court of Florida."

Senator Young moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

By unanimous consent Senator Young offered the following amendment to Senate Bill No. 744:

At the end of Section 3 add the following: "The provisions of this Act shall not apply to any drainage district located wholly within one county and where it is involved in any litigation at the present time in the Supreme Court of Florida."

Senator Young moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, as amended, title as stated.

And Senate Bill No. 744 was referred to the Committee on Engrossed Bills.

Senator Young moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 745 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 745:

A bill to be entitled An Act to provide for the use of bonds, obligations or matured interest coupons of certain drainage districts in the payment of a certain part of any annual levy of taxes by or for such drainage districts.

Which was this day read a second time in full and on motion of Senator Young was left on second reading for the purpose of amendment, was taken up.

Senator Young offered the following amendment to Senate Bill No. 745:

At the end of the title add "The Provisions of this Act Shall Not Apply to any Drainage District Located Wholly Within One County and Where It Is Involved in Any Litigation at the Present Time in the Supreme Court of Florida."

Senator Young moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Young offered the following amendment to Senate Bill No. 745:

At the end of Section 2 add the following: "The provisions of this Act shall not apply to any drainage district located wholly within one county and where it is involved in any litigation at the present time in the Supreme Court of Florida."

Senator Young moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Young moved that the rules be further waived and Senate Bill No. 745, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 745, as amended, was read a third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, as amended, title as stated.

And Senate Bill No. 745 was referred to the Committee on Engrossed Bills.

Senator Watson moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 619 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 619:

A bill to be entitled An Act authorizing the Trustees of the Internal Improvement Fund to convey to the State Commission authorized by Chapter 13887, Acts of 1929, the name of such Commission to be Everglades National Park Commission, lands in Dade, Monroe and Collier Counties belonging to the Internal Improvement Fund not in excess of 325,000 acres to be used as a part of the land to be embraced in the Everglades National Park pursuant to an Act of Congress to be passed on that subject.

Was taken up and read a second time in full.

Senator Watson offered the following amendment to Senate Bill No. 619:

At the end of Section 1, add the following: "In the event the said lands are not used for park purposes, or if the use for such purposes shall be discontinued at any time by the United States, the title to the said lands, clear and unimpaired, shall thereupon become automatically reinvested in the Trustees of the Internal Improvement Fund."

Senator Watson moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Watson moved that the rules be further waived and Senate Bill No. 619, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 619, as amended, was read a third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, as amended, title as stated.

And Senate Bill No. 619 was referred to the Committee on Engrossed Bills.

Senator Anderson moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 847 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 847:

A bill to be entitled An Act to amend Chapter 12422 of the Laws of 1927 entitled "An Act making it unlawful for any officer, director or employee of a trust company to make deposits of any of the funds belonging to any particular trust without taking full and adequate security therefor, and prescribing penalty for violation thereof," approved June 6, 1927.

Was taken up and read a second time in full.

Senator Anderson offered the following amendment to House Bill No. 847:

In Section 1, Sub-Section "B", line 2, strike out the words "60%" and insert in lieu thereof the following: "50%."

Senator Anderson moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Anderson moved that the rules be further waived and House Bill No. 847, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 847, as amended, was read a third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Clarke, Council, Dell, English, Futch, Gary, Harris, Hilburn, Hinely, Hodges, Howell, Irby, Lewis, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg Young—29.

Nays—None.

So the bill passed, as amended, title as stated.

And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

By unanimous consent Senator Anderson withdraw Senate Bill No. 521.

Senator Butler moved that the rules be waived and the hour of recess be extended 10 minutes.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Futch requested that Senate Bill No. 763, reported unfavorably by the Committee on Motor Vehicles, be restored to the Calendar of Bills on second reading.

And it was so ordered.

Senator Dell moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 882 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 882:

A bill to be entitled An Act determining the Counties of the State of Florida which shall constitute the Eighth Judicial Circuit of Florida; providing for two Judges in said Eighth Judicial Circuit; providing for the appointment of a State Attorney and fixing the time of holding the regular terms of the Circuit Court of said circuit, and providing for the seniority of the Judges thereof.

Was taken up and read a second time in full.

Senator Butler offered the following amendment to Senate Bill No. 882:

In Section 1, line 5, (typewritten bill), strike out the words: Clay County.

Senator Butler moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Butler offered the following amendment to Senate Bill No. 882:

In Section 4, line 3, page 2, strike out the words: "Clay County first Monday in January."

Senator Dell moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Butler offered the following amendment to Senate Bill No. 882:

In Section 4, line 12, page 2 (typewritten bill), strike out the words: "Clay County fourth Monday in September."

Senator Dell moved the adoption of the amendment, which was agreed to.

And the amendment was adopted.

Senator Dell moved that the rules be further waived and Senate Bill No. 882, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 882, as amended, was read a third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Gomez, Harris, Hilburn, Hodges, Howell, Knabb, Lewis, Neel, Parrish, Swearingen, Taylor, Turner, Wagg, Watson, Young—30.

Nays—None.

So the bill passed, as amended, title as stated.

And Senate Bill No. 882 was referred to the Committee on Engrossed Bills.

Senator Caro moved that the rules be waived and the hour of recess be further extended 10 minutes.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Council moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 649 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 649:

A bill to be entitled An Act prescribing the basis of valuation for tax assessment purposes of all privately owned toll bridges, whose tolls or maximum rates are now, or may hereafter be fixed or subject to regulation by the Florida Railroad Commission or other State or Federal agency, and used for the purpose of furnishing public transportation.

Was taken up and read a second time in full.

Senator Butler moved that the rules be waived and Senate Bill No. 649 retain its place on the Calendar of Bills on second reading for the purpose of amendment.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Caro moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 658 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 658:

A bill to be entitled An Act to provide for the punishment of administrators, executors, curators, or guardians for embezzling funds that may come into their hands.

Was taken up and read a second time in full.

Senator Caro moved that the rules be further waived and Senate Bill No. 658 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 658 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Gomez, Harris, Hilburn, Hodges, Howell, Knabb, Neel, Parrish, Swearingen, Taylor, Turner, Young—27.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Senator Hilburn moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 811 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 811:

A bill to be entitled An Act to amend Section 3207 of the Revised General Statutes of Florida, being Section 4999 of the Compiled General Laws of Florida, relating to partition by Commissioners.

Was taken up and read a second time in full.

Senator Hilburn moved that the rules be further waived and Senate Bill No. 811 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 811 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Council, English, Futch, Gary, Harris, Hilburn, Hodges, Howell, Knabb, Parker, Parrish, Swearingen, Taylor, Turner, Young—24.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Senator Parrish moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 651 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 651:

A bill to be entitled An Act to declare, designate and establish a certain State road.

Was taken up and read a second time in full.

Senator Parrish moved that the rules be further waived and Senate Bill No. 651 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 651 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Caro, Clarke, Council, English, Futch, Gary, Harris, Hilburn, Howell, Knabb, Neel, Parker, Parrish, Swearingen, Taylor, Wagg, Watson, Young—24.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Senator Bell moved that the rules be waived and Senate Bill No. 873 be recalled from the Calendar of Bills on second reading and referred to the Committee on Finance and Taxation.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Wagg moved that when the Senate recess it do take a recess until 8:00 o'clock P. M., this day.

Which was agreed to by a two-thirds vote.

And it was so ordered.

The hour of recess having arrived, a point of order was called and the Senate took a recess at 5:35 o'clock P. M. until 8:00 o'clock P. M. this day.

NIGHT SESSION

The Senate convened at 8:00 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

A quorum present.

By permission the following report was received:

REPORT OF COMMITTEE

Senator Swearingen, Chairman of the Committee on Judiciary "B", submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Judiciary "B", to whom was referred:

Senate Bill No. 523:

A bill to be entitled An Act authorizing and directing the setting apart of one year's support for the widow and minor children of a decedent or for either or part of them.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

JOHN J. SWEARINGEN,

Chairman of Committee.

And Senate Bill No. 523, contained in the above report, was laid on the table under the rule.

Senator Butler moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 410 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 410:

A bill to be entitled An Act relating to the enforcement of taxes and/or special assessments and interest and penalties thereon imposed by any incorporated city or town in the State of Florida; providing a supplemental, additional, optional and alternative method of enforcing such tax liens and/or special assessments and interest and penalties thereon by suit in chancery in the nature of a proceeding in rem against the lands upon which such taxes and/or special assessments constitute liens; and prescribing the practice, pleading and procedure in such suits and authorizing the allowance of reasonable attorneys fees therein.

Was taken up and read a second time in full.

Senator Wagg offered the following amendment to Senate Bill No. 410:

In Section 4, line 15, page 3 (printed bill), strike out the words: "mailed" and insert in lieu thereof the following: "sent by registered mail."

Senator Wagg moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Butler moved that the rules be further waived and House Bill No. 410, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 410, as amended, was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Butler, Chowning, Clarke, Dell, Futch, Getzen, Harris, Hinely, Hodges, Howell, Johns, King, Lewis, Neel, Parker, Swearingen, Taylor, Turner, Wagg, Young—24.

Nays—Senators Bell, Bradshaw, Council, English, Gary, Gomez, Hilburn, Knabb, Watson—9.

So the bill passed, as amended, title as stated.

And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

Senator Andrews requested that Senate Bill No. 824, reported unfavorably by the Committee on Judiciary "B", be restored to the Calendar of Bills on second reading under the rule.

And it was so ordered.

Senator Getzen moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 901 passed the Senate.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which Senate Bill No. 901 passed the Senate.

Senator Getzen moved that the rules be waived and the Senate do now reconsider the vote by which the amendment offered by Senator Getzen was adopted.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which the amendment offered by Senator Getzen was adopted.

By unanimous consent Senator Getzen withdrew the amendment.

The question recurred on the passage of the bill.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives immediately, the rule having been waived.

Senator Adams moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 910 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 910:

A bill to be entitled An Act to authorize the state Road department of the State of Florida to grant franchises for the construction of toll bridges, viaducts, roads, fills, trestle structures and approaches thereto and for the use of the same by the persons to whom such franchises are granted, their successors and assigns; and to authorize the state road department to lease or purchase under certain conditions any toll bridges, viaducts, roads, fills or trestles with the approaches thereto when it may be practicable and advisable to lease such structures in connection with the highway system of the state of Florida; and to provide that the contracts for such franchises and constructions shall contain an option to be exercised by the state road department to purchase such structures after a period of thirty years under such terms and conditions as may be named in the original franchises granted by the state road department.

Was taken up and read a second time in full.

Senator Clarke moved that the Senate do now adjourn.

Which was not agreed to.

Senator Adams moved that the rules be further waived and House Bill No. 910 be read a third time in full and put upon its passage.

Which was not agreed to.

Senator Hilburn moved that the rules be waived and House Bill No. 910 retain its place on the Calendar of Bills on second reading.

Which was not agreed to.

And House Bill No. 910 was ordered to be placed on the Calendar of Bills on third reading.

Senator Butler moved that the rules be waived and the Senate do now adjourn to reconvene at 10:00 o'clock A. M., Friday, May 28, 1931.

Which was agreed to.

And the Senate stood adjourned at 9:33 o'clock P. M., until 10:00 o'clock A. M., Friday, May 28, 1931.